

**UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:11-cv-220-RJC**

JORGE GALEAS, JR.,
(also known as "Jorge Gevara")
Plaintiff,
v.
WILLIAM HORNE et al.,
Defendants.

ORDER

THIS MATTER is before the Court on Plaintiff’s “Motion for Request for Production of Documents,” (Doc. No. 34). In the motion, Plaintiff seeks discovery of various documents from Defendants. The Court will Order the motion stricken, as the Federal Rules of Civil Procedure provide that requests for documents “must not be filed until they are used in the proceeding or the court orders filing[.]” FED. R. CIV. P. 5(d)(1). Thus, Plaintiff may serve his discovery requests on Defendants, but there is no need to file a “motion” for discovery with the Court when seeking discovery from Defendants.

IT IS, THEREFORE, ORDERED that Plaintiff's "Motion for Request for Production of Documents," (Doc. No. 34), is **STRICKEN**.

Signed: April 26, 2012

Robert J. Conrad, Jr.
Chief United States District Judge

